

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JAN 2 1991
Returned to applicant for correction MAR 20 1991
Corrected application filed Map filed MAR 22 1991 under 55603

The applicant s Alan Oppio, R. W. Capurro and Louis J. Capurro
7800 Pyramid Lake Road of Sparks, City or Town
Nevada 89431 State and Zip Code No. hereby make application for permission to change the
Place of Use Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under Permit No. 50873
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
identify right in Decree.

1. The source of water is underground Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 0.08925 C FS (see Remarks) Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for irrigation Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for irrigation Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point NW 1/4 NW 1/4 Section 16, T. 22 N., R. 21 E., M.D.M., at a point from which the southwest corner of said Section 16 bears South distance to a section corner. If on unsurveyed land, it should be stated.
10°56'12" West, 4079.29 feet - Well-5
6. The existing permitted point of diversion is located within If point of diversion is not changed, do not answer.
7. Proposed place of use See attached Item 7. Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use Section 9, T. 22 N., R. 21 E., M.D.M., NE 1/4 SE 1/4 11.9 acres Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from March 1 to October 31 of each year. Month and Day Month and Day
10. Use was permitted from March 1 to October 31 of each year. Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Existing well, pump, pipeline and sprinklers. State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$10,000
13. Estimated time required to construct works 3 years (Well-5)

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

This application together with applications to change Permit No.'s 52456, 28445, 50867 and 50874 (supplemental to 50873) would allow use of water on any portion of land owned by Nevada Potato, with a combined duty of 544 AFA. This application is not supplemental to water rights appurtenant to this property, but owned by others with no fee interest in the land.

By s/George G. Lindesmith
George G. Lindesmith, Agent
801 Greenbrae Drive
Sparks, Nevada 89431

Compared pm/jm am/se

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of the waters of an underground source as heretofore granted under Permit 50873 is issued subject to the terms and conditions imposed in said Permit 50873 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under Permits 55604 and 55607 shall not exceed 47.6 acre-feet seasonally.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water and place of use under Permits 55603, 55604, 55605, 55606 and 55607 shall be limited to 544 acre-feet annually and 136 acres within the area described under the place of use.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to

exceed 0.08925 cubic feet per second, but not to exceed 43.36 acre-feet seasonally, and not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before April 17, 1993

Proof of completion of work shall be filed before May 17, 1993

Application of water to beneficial use shall be made on or before April 17, 1995

Proof of the application of water to beneficial use shall be filed on or before May 17, 1995

Map in support of proof of beneficial use shall be filed on or before May 17, 1995

Completion of work filed JUN 10 1993

Proof of beneficial use filed SEP 02 1993

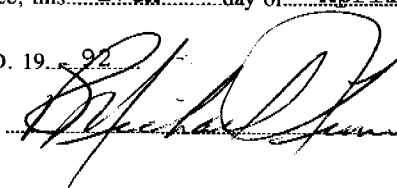
Cultural map filed _____

Certificate No. 14069 Issued MAR 09 1995

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 17th day of April

A.D. 19 92


 State Engineer

ITEM 7

Township 22 North, Range 21 East, Mount Diablo Meridian

Section 8:

NW 1/4	SE 1/4	1.744 acres
NE 1/4	SE 1/4	35.415 acres
SE 1/4	SE 1/4	12.045 acres

49.204 acres

Section 9:

NW 1/4	SW 1/4	40.388 acres
NE 1/4	SW 1/4	40.353 acres
NW 1/4	SE 1/4	40.318 acres
SW 1/4	SW 1/4	40.258 acres
SE 1/4	SW 1/4	40.237 acres
SW 1/4	SE 1/4	40.202 acres

241.756 acres

Section 16:

NW 1/4	NW 1/4	27.420 acres
NE 1/4	NW 1/4	40.179 acres

67.599 acres

TOTAL AREA358.559 acres +/-